IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

-

WRIT PETITION NO : 8324 of 2005

Between:

1. K. Narasimha Reddy, S/o. Late K. Subhan Reddy,
   R/o Nizampet Village, Quthubullapur Mandal,

R.R. District.

2. K. Janardhan Reddy, S/o. K. Janga Reddy,
   R/o. Nizampet Village, Quthubullapur Mandal,

R.R. District.

3. K. Bhadra Reddy, S/o. Late K. Tulasi Reddy,
   R/o. Nizampet Village, Quthubullapur Mandal,

R.R. District.

4. K. Rukka Reddy, S/o. K. Janga Reddy,
   R/o. Nizampet Village, Quthubullapur Mandal,

R.R. District.

.... PETITIONERS

AND

1. The Government of Andhra Pradesh,

rep. by its Secretary, Home Department,
   Secretariat Buildings, Hyderabad.

2. The Commissioner of Police, Cybarabad

Police Station, Lakdikapool, Hyderabad.

3. The Inspector of Police,

Kukatpally Police Station, Hyderabad.

4. C. Sudhakar, S/o Late C. Venkateshan,
r/o H.No. 6-3-663/15/A, Zaffer Ali Bagh,

Somajiguda, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction, more particularly one in the nature of Writ of CERTIORARI to call for the records for the investigation made by the Respondent No.3 against the Crime Nos. 905/04, 852/04, 853/04, 854/04 referred by the Hon'ble I class Judicial Magistrate (W & S) Ranga Reddy District.

Counsel for the Petitioner: MR.V.VENKATA KUMAR

Counsel for the Respondent Nos.1 to 3: GP FOR HOME

Counsel for the Respondent No.4: None

The Court made the following:

ORDER:

This writ petition is filed to call for the records of the investigation made by the respondent No.3 against the Crime Nos.905 of 2004, 852 of 2004, 853 of 2004 and 854 of 2004, referred by the I Class Judicial Magistrate (W & S), Ranga Reddy District.

2. It is stated that pursuant to the private complaint filed by the petitioners, the learned Judicial Magistrate of First Class (W & S), Ranga Reddy District, directed the police to investigate into the matter. Accordingly, pursuant to the directions of the Court, the police registered F.I.R., but the police are not making any investigation for filing a report before the Court.

3. If that being so, it is open for the petitioners to file an application before the said magistrate for necessary direction to investigate and file their report within the specified time. But, I am of the view, this court cannot grant such a direction.

4. The writ petition is, accordingly, dismissed with a liberty to the petitioners to approach the learned magistrate for appropriate order. No costs.

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V.ESWARAIAH,J.

Date: 15th April 2005.

*BSB/CCM

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, Home Department,

Government of Andhra Pradesh,
Secretariat Buildings, Hyderabad.

2. The Commissioner of Police, Cybarabad

Police Station, Lakdikapool, Hyderabad.

3. The Inspector of Police,

Kukatpally Police Station, Hyderabad.

4. Two CCs to the Government Pleader for Home, High Court of

A.P., Hyderabad (OUT).

5. Two CD copies

6. 1 CC to MR.VENKATA KUMAR